

ORIGINAL

BEFORE THE  
**FEDERAL COMMUNICATIONS COMMISSION** ORIGINAL  
WASHINGTON, D.C. FILE

In re Application of

UHURU COMMUNICATIONS, INC.

For Renewal of License  
of Station WUCI-FM  
Binghamton, New York

and

WSKG PUBLIC  
TELECOMMUNICATIONS COUNCIL

For a Construction Permit  
for a New FM Station  
Binghamton, New York

ARROWHEAD CHRISTIAN  
CENTER

For a Construction Permit  
for a New FM Station  
Binghamton, New York

TO: Administrative Law Judge  
Arthur I. Steinberg

) MM DOCKET NO. 92-116

) File No. BRED-910230WF

) File No. BPED-910501MB

) File No. BPED-910501MC

RECEIVED

JUL 24 1992

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

**PETITION FOR LEAVE TO AMEND**

WSKG Public Telecommunications Council ("WSKG"), by its attorneys and pursuant to Section 73.3522(b) of the Commission's Rules, petitions for leave to amend its application. For the following reasons, WSKG believes that good cause exists for acceptance of the amendment (attached).

No. of Copies rec'd \_\_\_\_\_  
List A B C D E \_\_\_\_\_

③ + 6

The amendment provides updated information about the composition of WSKG's governing board. This information was previously submitted to the Commission in an interim Ownership Report on FCC Form 323-E, filed November 18, 1991. See Attachment 2. In order to avoid any confusion in this proceeding about the present composition of the WSKG governing board, however, WSKG believes it is appropriate to provide the information again as an amendment.

This amendment is submitted to furnish information that may be required under Section 1.65 of the Commission's rules. It does not affect the issues designated for hearing in this case; nor will WSKG seek any comparative advantage thereby. Therefore, WSKG believes good cause exists for this amendment, as required by Section 73.3522(b) of the Commission's Rules.

Respectfully submitted,

**WSKG PUBLIC TELECOMMUNICATIONS  
COUNCIL**

By: Todd D. Gray  
Richard D. Marks  
Todd D. Gray  
Margaret L. Miller

Its Attorneys

**DOW, LOHNES & ALBERTSON**  
1255 Twenty-third Street, N.W.  
Suite 500  
Washington, D.C. 20037  
(202) 857-2500

July 24, 1992



July 15, 1992

Donna R. Searcy, Secretary  
Federal Communications Commission  
Washington, DC 20554

RE: Amendment to Pending Application for a New  
Noncommercial Educational Station in  
Binghamton, New York; File #BPED-910501MB

Dear Ms. Searcy:

WSKG Public Telecommunications Council hereby amends its  
application for a new noncommercial educational FM station at  
Binghamton, New York to update the governing board information in  
Section II (Item 8) of FCC Form 340: (see attached Exhibit).

Respectfully submitted,

WSKG PUBLIC TELECOMMUNICATIONS COUNCIL

By: 

Michael J. Ziegler  
President and CEO

Date: 7-15-92

WSKG PUBLIC TELEVISION and RADIO

P.O. Box 3000 Binghamton, New York 13902 (607) 729-0100  
FAX: (607) 729-7328 Studios: 531 Gates Road, Vestal, NY 13850

**EXHIBIT NUMBER ONE**

**Parties to this Application**

| <b><u>Name and<br/>Residence</u></b>                                | <b><u>Office Held</u></b> | <b><u>Citizenship</u></b> | <b><u>Principal<br/>Profession<br/>or Occupation</u></b>        | <b><u>By Whom Appointed<br/>or Elected</u></b> |
|---|---------------------------|---------------------------|---|--|
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| John M. Keeler, Esq.<br>14 Campbell Rd. Court<br>Binghamton, NY 13905 | Board Member              | United States             | Attorney & Partner<br>Hinman, Howard &<br>Kattell                                    | Board of Trustees                              |
| Laura C. Keeling<br>835 Jennifer Lane<br>Endicott, NY 13760           | Board Member              | United States             | Executive Director<br>Urban League   | Board of Trustees                              |
| Chandler Keller<br>2184 E. Hampton Road<br>Binghamton, NY 13903       | Board Member              | United States             | Attorney   | Board of Trustees                              |
| Edward Levene<br>9 Vincent Court<br>Binghamton, NY 13903              | Board Member              | United States             | President<br>Auto Parts Company  | Board of Trustees                              |
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| Tom Morgan<br>Box 1013<br>Oneonta, NY 13820                           | Chairman                  | United States             | Consultant   | Board of Trustees                              |

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| Charles F. Mulvey<br>208 Huntleigh Ave.<br>Fayetteville, NY 13066 | Vice President            | United States             | Vice President for<br>Engineering<br>WSKG                | President                                      |
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| June M. Smith<br>RFD #3, Box 128<br>Vestal, NY 13850              | Vice President            | United States             | Vice President for<br>Broadcasting<br>WSKG               | President                                      |

**DOW, LOHNES & ALBERTSON**

ATTORNEYS AT LAW  
1255 TWENTY-THIRD STREET  
WASHINGTON, D. C. 20037

**STAMP & RETURN**

TELEPHONE (202) 857-2500

MARGARET L. MILLER

DIRECT DIAL NO.

857-2514

TELECOPIER (202) 857-2900

CABLE "DOWLA"  
TELEX 425546

November 18, 1991

Ms. Donna R. Searcy  
Secretary  
Federal Communications Commission  
Washington, D.C. 20554  
ATTENTION: Ownership Section

**RECEIVED**

**NOV 18 1991**

Federal Communications Commission  
Office of the Secretary

**NOTE:** Exempt From Fees

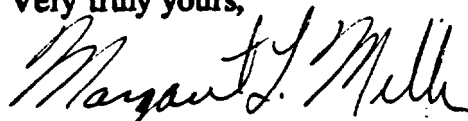
Dear Ms. Searcy:

On behalf of the WSKG Public Telecommunications Council, licensee of noncommercial educational Stations WSKG-TV and WSKG-FM, both Binghamton, New York, and Station WSQG-FM, Ithaca, New York, and WSQC-FM, Oneonta, New York, we transmit herewith, on FCC Form 323-E, an Ownership Report reflecting changes in the licensee's governing board.

As noted, these stations are noncommercial educational facilities. Therefore, this Report is exempt from the filing fee requirements under Section 1.1112 of the Commission's Rules.

Should any questions arise concerning this Report, kindly contact this office.

Very truly yours,



Margaret L. Miller

MLM/cdh  
Enclosure

9



Approved by OMB  
3060-0084  
Expires 4/30/90

UNITED STATES OF AMERICA  
FEDERAL COMMUNICATIONS COMMISSION

**Ownership Report  
For Noncommercial Educational Broadcast  
Station**

**FOR COMMISSION USE ONLY**

File No.

Name of Applicant

WSKG Public Telecommunications Council

Telephone No. (Include Area Code) (607) 729-0100

1. All of the information furnished is reported as of

November 8 91

(date must comply with Section 73.3615(e) when box 1(a) below is checked)

**INSTRUCTIONS**

1. This report is to be filed as follows by noncommercial educational TV, FM, or AM broadcast stations (See Section 73.3615 of the Commission's Rules.)

(a) By licensees with the application for renewal of station license. Licensees with current unamended Ownership Reports on file at the Commission may so indicate on their renewal applications and be relieved of the obligation to file a new Ownership Report.

(b) By licensees or permittees within 30 Days after the consummation, pursuant to Commission consent, of a transfer of control, or an assignment of license or the grant of an original construction permit.

(c) By licensees or permittees within 30 days after changes in the information called for by this form.

(d) File one copy with the Federal Communications Commission, Washington, D.C. 20554. If information submitted is equally applicable to each station above listed, one report may be filed for all such stations; otherwise a separate report shall be filed for each station.

(e) This form is to be filled out completely when filed pursuant to (a) and (b) above. When filed out pursuant to (c), changes only need be noted.

2. Any contract or modification of contract relating to the ownership, control, or management of the licensee or permittee must be filed with the Commission, as required by Section 73.3613 of the Rules. Attention is directed to the fact that Section 73.3613 requires the filing of all contracts of the types specified and is not limited to executed contracts but includes options, pledges, and other executory agreements and contracts relating to ownership, control, or management.

3. This form should be used to report all types of transactions concerning agreements and voting control.

4. If the licensee or permittee is directly or indirectly controlled by another entity, a separate Form 323E should be submitted to report changes in the officers and directors of such entity.

5. This form is not to be used to report or request a transfer of control or assignment of license or construction permit (except to report a transfer of control or assignment of license made pursuant to prior Commission consent). The appropriate forms for use in connection with such transfers or assignments are FCC Forms 314, 315, and 316. It is the prime responsibility of the licensee or permittee to determine whether a given transaction constitutes a transfer of control or an assignment.

6. The official title of the respondent must be an officer of the licensee or permittee corporation or association, or in case of a governmental or public educational agency, a duly authorized administrative representative thereof.

This report is filed pursuant to instruction (Check One)

1(a) ☐ Renewal

(b) ☐ Transfer of Control,  
Assignment of License, or  
Construction Permit

(c) ☒ Change of prior report, for the following stations:

Call sign see Exhibit Number Two

Type of station see Exhibit Number Two

Location

City see Exhibit Number Two

State New York

2. List all contracts and other instruments set forth in Section 73.3613 of the Commission's Rules and Regulations

Description of contract or instrument

Network Affiliation Agreement

Charter - amended 6/20/86

By-Laws - amended 6/20/86

Name of person or organization with whom contract is made

Public Broadcasting Service (PBS)

National Public Radio (NPR)

Eastern Educational Network (EEN)

Date of execution

PBS: 7/01/72

NPR: 10/1/88

EEN: 4/07/75

Date of expiration

PBS, NPR and EEN: Until Terminated

3. Is the governing board directly or indirectly under the control of another entity?

☒ Yes ☐ No

If "Yes", give name and nature of entity

Board of Regents, for and on the behalf  
of the New York State Dept. of Education

4. Show the interests in any other broadcast station of the licensee or permittee, or any of its officers, members of the governing board, and holders of 1% or more ownership interest, if any.

See Exhibit Number Two

5. Give the following information as to applicant's officers, members of governing board, and holders of 1% or more ownership interest, if any.

| NAME AND RESIDENCE | OFFICE HELD | CITIZENSHIP | PRINCIPAL PROFESSION OR OCCUPATION | BY WHOM APPOINTED OR ELECTED |
|--------------------|-------------|-------------|------------------------------------|------------------------------|
| See Exhibit #1     |             |             |                                    |                              |

Section 310(d) of the Communications Act of 1934 requires that consent of the Commission must be obtained prior to the assignment or transfer of control of a station license or construction permit. This form may not be used to report or request an assignment of license or transfer of control (except to report an assignment of license or control made pursuant to prior Commission consent).

### CERTIFICATION

(Date of certification must be within 30 days of date shown in Item 1 when box 1(a) is checked and in no event prior to Item 1 date.)

I certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith.

Signed and dated this 8th day of November, 1991.

WSKG PUBLIC TELECOMMUNICATIONS COUNCIL

(NAME OF LICENSEE OR PERMITTEE)

By



(SIGNATURE)

Michael J. Ziegler

President & CEO

Title

WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE  
PUNISHABLE BY FINE AND IMPRISONMENT.  
U.S. CODE, TITLE 18, SECTION 1001.

### FCC NOTICE TO INDIVIDUALS REQUIRED BY THE PRIVACY ACT AND THE PAPERWORK REDUCTION ACT

The solicitation of personal information requested in this application is authorized by the Communications Act of 1934, as amended.

The principal purpose(s) for which the information will be used is to determine if the benefit requested is consistent with the public interest.

The staff, consisting variously of attorneys, accountants, engineers, and applications examiners, will use the information to determine whether the application should be granted, denied, dismissed, or designated for hearing.

If all the information requested is not provided, the application may be returned without action having been taken upon it or its processing may be delayed while a request is made to provide the missing information.

Accordingly, every effort should be made to provide all necessary information. Your response is required to retain this benefit.

THE FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1974, P.L. 93-579, December 31, 1974, 5 U.S.C. 552a(e) (3), AND THE PAPERWORK REDUCTION ACT OF 1980, P.L. 96-511, DECEMBER 11, 1980, 44 U.S.C. 3507.

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EXHIBIT NUMBER TWO

Type of Station: Non-Comercial Educational TV

| <u>Call Sign</u>   | <u>Location</u> | <u>State</u> |
|--------------------|-----------------|--------------|
| WSKG-TV Channel 46 | Binghamton      | New York     |

Type of Station: Non-Commercial Educational FM Radio

| <u>Call Sign</u> | <u>Location</u> | <u>State</u> |
|------------------|-----------------|--------------|
| WSKG-FM 89.3     | Binghamton      | New York     |
| WSQG-FM 90.9     | Ithaca          | New York     |
| WSQC-FM 91.7     | Oneonta         | New York     |

Type of Station: Non-Commercial Educational TV Translators

| <u>Call Sign</u> | <u>Location</u> | <u>State</u> |
|------------------|-----------------|--------------|
| W62AX            | Belden          | New York     |
| W57AF            | Binghamton      | New York     |
| W63AG            | Binghamton      | New York     |
| W30AA            | Elmira          | New York     |
| W58AE            | Elmira          | New York     |
| W66AO            | Harpursville    | New York     |
| W66AE            | Hawleyton       | New York     |
| W65AK            | Kattelville     | New York     |
| W62AL            | Maine           | New York     |
| W69AH            | Montour Falle   | New York     |
| W65AN            | Newark Valley   | New York     |
| W62AV            | Owego           | New York     |
| W66AF            | Pine City       | New York     |
| W59AF            | Spencer         | New York     |
| W64AP            | Tioga Center    | New York     |
| W56AR            | Van Etten       | New York     |
| W67AM            | Vestal          | New York     |
| W62AJ            | Waverly         | New York     |
| W66AG            | Whitney Point   | New York     |

EXHIBIT NUMBER TWO (continued)

| <u>Call Sign</u> | <u>Location</u>  | <u>State</u> |
|------------------|------------------|--------------|
| W83AL            | Andes            | New York     |
| W69AI            | Arkville         | New York     |
| W83AT            | Cherry Valley    | New York     |
| W04AZ            | Davenport        | New York     |
| W67AD            | Delhi            | New York     |
| W75AQ            | Edmeston         | New York     |
| W04AS            | Gilboa           | New York     |
| W12AZ            | Hunter           | New York     |
| W76AF            | Jefferson        | New York     |
| W83AU            | Laurens          | New York     |
| W81AM            | Milford          | New York     |
| W04BG            | Morris           | New York     |
| W04BE            | Salt Springville | New York     |
| W81AH            | South Kortwright | New York     |
| W67AA            | Springfield      | New York     |
| W07BF            | Spout Brook      | New York     |
| W69BP            | Stanford         | New York     |
| W79AY            | Worcester        | New York     |

Type of Station: Non-Comercial Educational FM Radio Translators

| <u>Call Sign</u> | <u>Location</u> | <u>State</u> |
|------------------|-----------------|--------------|
| W214AA           | Corning         | New York     |
| W209AF           | Cortland        | New York     |
| W216AB           | Elmira          | New York     |
| W219AG           | Oneonta         | New York     |
| W215AB           | Watkins Glen    | New York     |
| W209AJ           | Vestal          | New York     |



**CERTIFICATE OF SERVICE**

I, Christine D. Harris, secretary in the law firm of Dow, Lohnes & Albertson, do hereby certify that the foregoing "Petition for Leave to Amend" was mailed first-class, postage prepaid, this 24th day of July, 1992, to the following:

- \* Arthur I. Steinberg  
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- \* Charles E. Dziedzic, Esq.  
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Christine D. Harris

\* **HAND DELIVERED**